

ROUTING AND RECORD SHEET

subject file
interchange file

SUBJECT: (Optional)

FROM:

EXTENSION

NO.

Chief, Programs and Analysis,
Policy and Programs Staff-1001 Ames

DATE

9 September 1981

TO: (Officer designation, room number, and building)

DATE

OFFICER'S INITIALS

COMMENTS (Number each comment to show from whom to whom. Draw a line across column after each comment.)

RECEIVED

FORWARDED

1. Chief, PPS
1006 Ames

2.

3. DD/PA&E
1006 Ames

4.

5. EA/D/OP
5E58 Hqs.

6.

7. DD/OP

8.

9. D/OP

10.

11. Chief, PPS
1006 Ames

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15.

Attached for your information is a copy of the Executive Order prepared by OPM concerning the Interchange Program (Attachment A) with the changes indicated in red. Attachment B is a copy of the draft E.O. submitted by D/Pers to OPM on 20 October 1980, also indicating changes in red for comparison purposes.

The only important changes are

a) The exclusion of the SIS level which OPM had never intended to include, and

b) The requirement for transfer without a break in service which is similar to the Agency provision in granting time credit toward the three year trial period to individuals transferring directly to the Agency from other Federal employment.



(attach A)

APPOINTMENTS IN THE COMPETITIVE SERVICE OF EMPLOYEES OF THE
CENTRAL INTELLIGENCE AGENCY

By virtue of the authority vested in me by section 3301 of Title 5 of the United States Code, and as President of the United States, it is hereby ordered as follows:

Sec. 1. Under regulations and conditions prescribed by the Office of Personnel Management in coordination with the Central Intelligence Agency, an employee of the Central Intelligence Agency may be appointed in the competitive service if he or she

(a) Is qualified for the position in the competitive service;

(b) Was appointed in the Central Intelligence Agency [to a position at the equivalent of grade GS-15 or below] under authority of section 8 of the Central Intelligence Agency Act of 1949, as amended, or legislation which supplements or replaces that section;

added by OPM

(c) Served in the Central Intelligence Agency under an unlimited, career-type appointment and, immediately before separation from that appointment, completed at least one year of continuous service under one or more nontemporary appointments in the Central Intelligence Agency which may include the service that made him/her eligible for career-type appointment;

(a) [is appointed in the competitive service without a
break in service of one full workday.]
Approved For Release 2005/12/14 : CIA-RDP92-00455R000100160044-0

*changed
provision
by OPM.*

Sec. 2.(a) Except as provided in paragraph (b) of this section, a person appointed under section 1 of this Order becomes a career conditional employee.

(b) A person appointed under section 1 of this Order becomes a career employee when he or she:

(1) Has completed at least three years of substantially continuous service under one or more nontemporary appointments in the Central Intelligence Agency immediately before separation from an unlimited, career-type appointment in the Central Intelligence Agency which may include the service that made him/her eligible for such appointment;

(2) Is appointed to a position in the competitive service required by law or Executive order to be filled on a permanent or career basis;

or

(3) Has [otherwise] completed the service requirements for career tenure in the competitive service.

added by OPM

Sec. 3. A person appointed to a nontemporary position in the competitive service under section 1 of this Order acquires a competitive status automatically on appointment.

Sec. 4. Any law, Executive order, or regulation that would disqualify an applicant for appointment in the competitive service shall also disqualify a person for appointment under section 1 of this Order.

Sec. 5. No provision of this Order shall in any way be construed to limit, impair, or otherwise affect section 102(c) of the National Security Act of 1947, as amended, or section 8 of the Central Intelligence Agency Act of 1949, as amended, or legislation which supplements or replaces those sections.

(Attach B)

Copy of Draft EO
attached to 20 Oct '80
from D/Pers to OPM

EXECUTIVE ORDER NO. _____

APPOINTMENT IN THE COMPETITIVE SERVICE OF EMPLOYEES OF THE
CENTRAL INTELLIGENCE AGENCY

By virtue of the authority vested in me by section 3301 of Title 5 of the United States Code, and as President of the United States, it is hereby ordered as follows:

Sec. 1. Under regulations and conditions prescribed by the Office of Personnel Management in coordination with the Central Intelligence Agency, an employee of the Central Intelligence Agency may be appointed in the competitive service if he:

(a) Is qualified for the position in the competitive service;

(b) Was appointed in the Central Intelligence Agency *to a position at the equivalent of Grade GS-15 or below* under authority of section 8 of the Central Intelligence Agency Act of 1949, as amended, or legislation which supplements or replaces that section;

added by OPM

(c) Served in the Central Intelligence Agency under an unlimited, career-type appointment and, immediately before his separation from that appointment,

he completed at least one year of continuous service under one or more nontemporary appointments in the Central Intelligence Agency which may include the service that made him eligible for his career-type appointment, [or he completed at least three years of substantially continuous service under one or more nontemporary appointments in the Central Intelligence Agency immediately before his separation from an unlimited, career-type appointment in the Central Intelligence Agency which may include the service that made him eligible for such appointment; and]

deleted by OPM

(d) Is appointed within three years after his separation from the Central Intelligence Agency.

change to without a break

Sec. 2. (a) Except as provided in paragraph (b) of this section, a person appointed under section 1 of this Order becomes a career conditional employee.

(b) A person appointed under section 1 of this Order becomes a career employee when he:

(1) Has completed at least three years of substantially continuous service under one or more nontemporary appointments in the Central Intelligence Agency immediately before his separation from an unlimited, career-type appointment in the Central Intelligence Agency which may include the service that made him eligible for such appointment;

(2) Is appointed to a position in the competitive service required by law or Executive order to be filled on a permanent or career basis; or

(3) Has ^{otherwise} completed the service requirements ← added by OPM
for career tenure in the competitive service.

[For the purpose of subparagraph (3) of this paragraph, service in the Central Intelligence Agency is creditable in meeting the service requirement only if the person concerned is appointed to a nontemporary position in the competitive service under section 1 of this Order within 30 days after his separation from the Central Intelligence Agency.] ← deleted by OPM

Sec. 3. A person appointed to a nontemporary position in the competitive service under section 1 of this Order acquires a competitive status automatically on appointment.

Sec. 4. Any law, Executive order, or regulation that would disqualify an applicant for appointment in the competitive service shall also disqualify a person for appointment under section 1 of this Order.

Sec. 5. No provision of this Order shall in any way be construed to limit, impair, or otherwise affect section 102(c) of the National Security Act of 1947, as amended, or section 8 of the Central Intelligence Agency Act of 1949, as amended, or legislation which supplements or replaces those sections.